

Garrard R. Beeney (NY Reg. No. 1656172)  
(beeneyg@sullcrom.com)

SULLIVAN & CROMWELL LLP  
125 Broad Street

New York, New York 10004-2498

Telephone: (212) 558-4000

Facsimile: (212) 558-3588

Brendan P. Cullen (SBN 194057)  
(cullenb@sullcrom.com)

Shawn Joe Lichaa (SBN 250902)  
(lichaas@sullcrom.com)

SULLIVAN & CROMWELL LLP  
1870 Embarcadero Road

Palo Alto, California 94303

Telephone: (650) 461-5600

Facsimile: (650) 461-5700

*Attorneys for Defendant Philips Electronics North America Corporation*

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

IN RE TFT-LCD (FLAT PANEL)  
ANTITRUST LITIGATION

Master File No. M 07-1827 SI  
Case No. 09-cv-5840 SI

MDL No. 1827

This Document Relates To:  
Case No. 09-cv-5840 SI

**STIPULATION AND ~~[PROPOSED]~~  
ORDER EXTENDING TIME TO  
RESPOND TO MOTOROLA'S THIRD  
AMENDED COMPLAINT**

MOTOROLA MOBILITY, INC., *et al.*,

Plaintiff,

v.

AU OPTRONICS CORPORATION, *et al.*,

Defendants.

1           Whereas Plaintiff Motorola Mobility, Inc. (“Motorola”) filed its Third Amended  
2 Complaint (“TAC”) in the above-captioned matter on July 22, 2011, naming Philips Electronics North  
3 America Corporation (“PENAC”) as a defendant;

4           Whereas PENAC moved to dismiss the claims in the TAC on September 12, 2011, and  
5 the Court denied that motion on November 16, 2011;

6           Whereas, pursuant to Fed. R. Civ. P. 12(a)(4)(A), PENAC’s deadline to answer the TAC  
7 is currently on or around November 30, 2011;

8           Whereas PENAC requires additional time to prepare its answer to the TAC;

9           Whereas Motorola’s First Set of Interrogatories to PENAC included Interrogatory No. 7,  
10 which sought information related to the factual bases for PENAC’s affirmative defenses to the TAC;

11           Whereas PENAC previously responded to Interrogatory No. 7 indicating that PENAC  
12 had not yet filed an answer and therefore had not yet asserted affirmative defenses;

13           Whereas Motorola requests that PENAC update its response to Interrogatory No. 7 after  
14 PENAC answers the TAC;

15           Whereas Motorola wishes to preserve the option of moving to compel a response to  
16 Interrogatory No. 7;

17           NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by Motorola and  
18 PENAC, through their respective undersigned counsel, as follows:

- 19           1.     The deadline for PENAC to answer the TAC will be December 20, 2011;
- 20           2.     The deadline for PENAC to respond to Interrogatory No. 7 will be January 13,  
21                 2012, without prejudice to PENAC’s right to supplement, amend, or correct its  
22                 response to Interrogatory No. 7 as PENAC becomes aware of additional  
23                 information; and
- 24           3.     The deadline for Motorola to move to compel a response with respect to  
25                 Interrogatory No. 7 will be February 13, 2012.
- 26
- 27
- 28

1 Dated: November 23, 2011

Respectfully submitted,

2  
3 /s/ Brendan P. Cullen

4 Brendan P. Cullen (SBN 194057)  
5 Shawn Joe Lichaa (SBN 250902)  
6 SULLIVAN & CROMWELL LLP  
1870 Embarcadero Road  
Palo Alto, California 94303  
Telephone: (650) 461-5600  
Facsimile: (650) 461-5700

7 Garrard R. Beeney (NY Reg. No. 1656172)  
8 SULLIVAN & CROMWELL LLP  
125 Broad Street  
9 New York, New York 10004-2498  
Telephone: (212) 558-4000  
10 Facsimile: (212) 558-3588

11 *Attorneys for Defendant Philips Electronics*  
12 *North America Corporation*

13 /s/ Nathaniel J. Wood

14 Nathaniel J. Wood (CA Bar No. 223547)  
15 Jason C. Murray (CA Bar No. 169806)  
16 Joshua C. Stokes (CA Bar No. 220214)  
17 CROWELL & MORING LLP  
515 South Flower St. 40th Floor  
18 Los Angeles, CA 90071  
Telephone: 213-622-4750  
Facsimile: 213-622-2690  
Email: nwood@crowell.com  
jmurray@crowell.com  
Jstokes@crowell.com

19  
20 Jeffrey H. Howard (*pro hac vice*)  
21 Jerome A. Murphy (*pro hac vice*)  
22 CROWELL & MORING LLP  
1001 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Telephone: 202-624-2500  
23 Facsimile: 202-628-5116  
Email: jhoward@crowell.com  
24 jmurphy@crowell.com

25 *Counsel for Plaintiff Motorola Mobility, Inc.*

26 Pursuant to General Order No. 45, the filer attests that concurrence in the filing of this  
27 document has been obtained from each of the above signatories.  
28

1 **IT IS SO ORDERED.**

2  
3 Dated: 11/23  
4 \_\_\_\_\_, 2011



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The Honorable Susan Illston  
United States District Judge